IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 15TH MAY 2007 / 25TH VAISAKHA 1929

WP(C).No. 15156 of 2007(D)

PETITIONER:

P.T.RAMANUJAN, MANAGING PARTNER,
M/S. PUTHIYARA TILE WORKS, RESIDING AT 6/18 H,
KALANGAL ROAD, NEAR S.R.S. KALYANAMANDAPAM,
POST SULUR, COIMBATORE.

BY ADV. SRI.K.VINOD CHANDRAN

RESPONDENTS:

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1. REGIONAL PROVIDENT FUND COMMISSIONER
KOZHIKODE, EMPLOYEES PROVIDENT FUND ORGANISATION,
SUB REGIONAL OFFICE, BHAVISHYANIDHI BHAVAN,
P.B.NO.1806, ERANHIPALAM, KOZHIKODE - 673 006.

2. THE ASSISTANT COMMISSIONER/RECOVERY
OFFICER, EMPLOYEES PROVIDENT FUND ORGANISATION,
S.R.O. BHAVISHYANIDHI BHAVAN, ERANHIPALAM P.O.,
KOZHIKODE.

3. THE EMPLOYEES PROVIDENT FUNDS APPELLATE
TRIBUNAL, NO.60, SKYLARK BUILDING, NEHRU PLACE,
NEW DELHI.

BY S.C. SHRI.THOMAS MATHEW NELLIMOOTTIL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Antony Dominic, J.

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W.P.(C)No.15156 of 2007

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1.Dated this the 15th day of May, 2007.

JUDGMENT

Aggrieved by the orders issued by the second respondent levying damages for various periods, the petitioner filed Exts.P4, P5 and P6 appeals before the third respondent. In the appeals so filed, the petitioner also sought for waiver of pre-deposit of 75% of the amount levied. It is stated that during the pendency of the appeals and the petitions seeking waiver, coercive action has been initiated against the petitioner by Ext.P9 and he has been threatened with arrest and detention. In the circumstances, the petitioner has filed this Writ Petition seeking various orders.

2. Although the petitioner has sought substantial reliefs, since the issue in question is pending consideration of the Appellate Authority, the third respondent, I am not inclined to entertain this Writ Petition or consider the contentions on its merits. Be that as it may, having regard to the fact that the interim applications made by the petitioner for waiver of pre-deposit are pending consideration of the Appellate Authority, I dispose of this Writ Petition directing the third

respondent to pass orders on the petitioner's applications for waiver of pre-deposit as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. It is also ordered that until orders are passed, Ext.P9 shall not be enforced.

Antony Dominic
Judge.

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